



0000052640

BEFORE THE ARIZONA CORPORATION COMMISSION

DOCKETED

WILLIAM A. MUNDELL
CHAIRMAN

AUG 12 2002

2002 AUG 12 A 10:00

JIM IRVIN
COMMISSIONER
MARC SPITZER
COMMISSIONER

DOCKETED BY

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF XO
COMMUNICATIONS, INC. FOR A GENERAL
WAIVER OF RULES GOVERNING PUBLIC
UTILITY HOLDING COMPANIES AND
AFFILIATED INTERESTS.

DOCKET NO. T-03601A-01-0965

IN THE MATTER OF THE APPLICATION OF XO
ARIZONA, INC. AND AFFILIATES FOR
EXPEDITED APPROVAL OF TRANSACTION.

DOCKET NO. T-03775A-02-0389

PROCEDURAL ORDER**BY THE COMMISSION:**

On December 11, 2001, XO Communications, Inc. ("XO") filed an application for a waiver of the Commission's Affiliate Interest Rules.

On May 23, 2002, XO filed an application to approve the proposed restructuring and recapitalization of XO.

On July 17, 2002, the Commission's Utilities Division Staff filed in these dockets a Motion to Consolidate, stating that the two applications present related issues, and that it would therefore be appropriate that the matters be considered together.

XO has not made a filing in opposition to the request for consolidation. These matters are substantially related and the rights of the parties will not be prejudiced by the proposed consolidation.

IT IS THEREFORE ORDERED that the above-captioned matters are hereby consolidated.

DATED this 12th day of August, 2002.


TEENA WOLFE
ADMINISTRATIVE LAW JUDGE

1 Copies of the foregoing mailed
2 this 12/11 day of August, 2002 to:

3 Andrew D. Hurwitz
4 Joan Burke
5 OSBORN MALEDON, P.A.
6 2929 North Central Avenue, Ste. 2100
7 Phoenix, AZ 85012-2794

8 James J. Freeman
9 KELLEY DRYE & WARREN, LLP
10 1200 19th Street NW, Ste. 500
11 Washington, DC 20036

12 Christopher Kempley, Chief Counsel
13 Legal Division
14 ARIZONA CORPORATION COMMISSION
15 1200 West Washington Street
16 Phoenix, Arizona 85007

17 Ernest G. Johnson, Director
18 Utilities Division
19 ARIZONA CORPORATION COMMISSION
20 1200 W. Washington Street
21 Phoenix, Arizona 85007

22 By: 

23 Debbi Person
24 Secretary to Teena Wolfe
25
26
27
28